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IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE

#13

PATENT APPLICATION

Applicant(s): **Paul S. Bedrosian**
Case: **Bedrosian 5**
Serial No.: **09/175,521** Filed: **October 20, 1998**
Examiner: **Kimberly E. Glenn** Group Art Unit: **2817**
Title: **SELF-INITIALIZING FREQUENCY DETECTOR**

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OFFICE OF PETITIONS

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

ATTENTION: OFFICE OF PETITIONS
ASSISTANT COMMISSIONER FOR PATENTS
BOX DAC
WASHINGTON, D.C. 20231

S I R:

The above-identified application become abandoned on October 25, 2001 for failure to file a timely and proper response to the Patent Office Action mailed to James W. Wiegand, Reg. No. 39,423, on April 24, 2001. The attorneys and agents of CUSTOMER #26,291 have been appointed associate attorneys and agents for the purposes of prosecuting this application. All correspondence in this application should be forwarded to CUSTOMER #26,291. An ASSOCIATE POWER OF ATTORNEY/CHANGE OF CORRESPONDENCE ADDRESS has been filed.

A check in the amount of \$1,280 is attached to cover the Petition Fee. During the pendency of this application, the Commissioner is authorized to charge any underpayment or credit any overpayment of fees (including but not limited to any extension fees pursuant to 1.136(a)), to Deposit Account 20-0782. A duplicate copy of this Petition is enclosed.

A response to the PTO Action mailed June 5, 2001 is also enclosed herewith.

Since this utility application was filed on or after June 8, 1995, no terminal disclaimer is required.

02/21/2002 CNGUYEN 00000059 09175521

01 FC:141

1280.00 DP

The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. A statement by James W. Wiegand that the entire delay was unintentional accompanies this Petition.

Respectfully submitted,



Eamon J. Wall, Attorney
Reg. No. 39,414

Dated: 1/23/02

CUSTOMER #26,291
MOSER PATTERSON & SHERIDAN, LLP
595 Shrewsbury Avenue, Suite 100
Shrewsbury, New Jersey 07702
732-530-9404 - Telephone
732-530-9808 - Facsimile

LAW OFFICE OF JAMES W. WIEGAND
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December 9, 2001

Office of Petitions
Assistant Commissioner for Patents
Box DAC
Washington, D.C. 20231

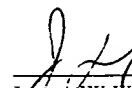
RE: Application number 09/175,521
filed: 10/20/98
group art unit 2817
Examiner K. Glenn
First-named Inventor: Bedrosian
Title: **SELF-INITIALIZING FREQUENCY DETECTOR**

Sirs:

This is to certify that the delay in responding to the office action in the above-referenced case was entirely unintentional. A petition for revival and check for the same are enclosed.

The Commissioner is hereby authorized to charge any fees that may be required by this paper or any paper filed in connection with this Patent Application, or credit any overpayment, to Deposit Account No. 12-2325.

Respectfully submitted,



James W. Wiegand
69,423

Please type a plus sign (+) inside this box



PTO/SB/69 (12-97)

Approved for use through 9/30/00. OMB 0651-0031
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
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PETITION ROUTING SLIP

(Find the petition from the list and check
the box in the heading above the petition)

Complete if Known	
Application Number	09/175,521
Filing Date	10/20/98
First Named Inventor	BEDROSIAN
Group Art Unit	2817
Examiner Name	GLENN
Attorney Docket Number	BEDROSIAN 5

☒ PETITIONS DECIDED BY PETITIONS OFFICE

- 301 Relating to Public Use Proceedings (37 CFR 1.292)
302 To make application special - prospective manufacture (37 CFR 1.102, MPEP 708.02)
303 To make special - infringement (37 CFR 1.102, MPEP 108.02)
304 Relating to the Filing/Issuance of Divisional Reissue (37 CFR 1.177)
305 To waive or suspend rules (37 CFR 1.183)
306 To expunge a paper from patent application or patent file (37 CFR 1.59)
307 Withdrawal of Attorney (37 CFR 1.36)
308 For access to application except re proceedings before Board (37 CFR 1.14, MPEP 103.104)
309 Relating to Small Entity (37 CFR 1.28)
310 Relating to reexamination (37 CFR 1.181-1.183)
311 For correction of inventorship for applications - no filing date (37 CFR 1.48)
312 For correction of inventorship re PCT applications (37 CFR 1.48)
313 For filing application without one or more inventors (37 CFR 1.47)
314 For filing PCT application without one or more inventors (37 CFR 1.47)
315 For extension of time without fee in cases in Application Division (37 CFR 1.136(b))
399 For matters before A/C for Patents - not specified
408 Relating to a filing date under 35 USC 111 & 37 CFR 1.53
411 Filing date for application filed by Express Mail (37 CFR 1.10)
412 Filing date for lost application
501 To revive an abandoned application - unavoidable delay (37 CFR 1.137(a))
502 To revive an abandoned application - unintentional abandonment (37 CFR 1.137(b))

☐ PETITIONS DECIDED BY THE GROUP DIRECTOR

- 601 To make application special on ground of age or health (37 CFR 1.102, MPEP 708.02)
602 To make special - continuity of earlier application (37 CFR 1.102, MPEP 708.02)
603 To make special - environment quality program (37 CFR 1.102, MPEP 708.02)
604 To make special - accelerated examination (37 CFR 1.102, MPEP 708.02)
605 To make special - Energy Program (37 CFR 1.102, MPEP 708.02)
606 To make special - Recombinant DNA (37 CFR 1.102, MPEP 708.02)
607 To make special for reasons not provided for in codes 601-606 (37 CFR 1.102, MPEP 708.02)
608 To reopen prosecution after Board decision (37 CFR 1.198)
609 For review of final restriction requirement (37 CFR 1.144)
610 Invoking Authority of Commissioner under 37 CFR 1.181 not specified in codes
611 Relating to the prematurity of final rejection (37 CFR 1.181, MPEP 706.07(c))
612 Relating to the refusal to enter an amendment (37 CFR 1.181 & 1.127, MPEP 714.19)
613 To withdraw a holding of abandonment (37 CFR 1.137, MPEP 711.03)
614 Relating to a requirement to cancel new matter from application (37 CFR 1.181, MPEP 608.04(c))
615 Relating to formal sufficiency/propriety of affidavits (37 CFR 1.131, 1.132, 1.608, MPEP 715.07)
616 To institute an interference (37 CFR 1.606)
617 Relating to refusal to enter an amendment under 37 CFR 1.312

☐ PETITIONS DECIDED BY BOARD OF PATENT APPEALS AND INTERFERENCES

- 701 To exercise supervisory authority re action by examiner/examiner-in-chief (37 CFR 1.644)
702 To accept belatedly filed copies of interference settlement agreements (35 USC 135(c), 37 CFR 1.666(c))
703 For withdrawal of attorney in proceeding under 37 CFR 1.201 - 1.288 (37 CFR 1.36)
704 For access to a settlement agreement under 35 USC 135(c) (37 CFR 1.666(b))
705 For access to an application in proceedings before the Board (37 CFR 1.14(e))
706 From a refusal to issue a Certificate of Correction (37 CFR 1.322, 1.323)
707 To correct errors in inventorship (37 CFR 1.324)
708 For extension of time to file amendment under 37 CFR 1.196(b) (37 CFR 1.136)
709 To make an application before the Board special (37 CFR 1.102)
710 For extension of time to file supplemental Reply Brief (37 CFR 1.136)

☐ PETITIONS DECIDED BY SPECIAL LAWS (SECURITY AND GOVERNMENT INTEREST MATTERS)

- 901 Under 42 USC 2182
902 Under 42 USC 2457
903 Under 35 USC 184

☐ PETITIONS DECIDED BY THE SOLICITOR

- 951 Petitions for extension of time in court matters 35 USC 142, 145, 146
952 Petitions relating to ex parte questions in cases before the Court of Appeals for the Federal Circuit

- 503 To waive/suspend rules (37 CFR 1.183)
504 To invoke supervisory authority - re patent examining operations (37 CFR 1.181)
505 To withdraw from issue after payment of issue fee (37 CFR 1.313(b)(1-4))
506 To withdraw from issue after payment of issue fee (37 CFR 1.313(b)) or abandon application in favor of continuing application
507 To enter priority papers after issue Fee payment (37 CFR 1.55(a))
508 To defer issuance of patent (37 CFR 1.314)
515 To invoke supervisory authority - re Office of Admin. (37 CFR 1.181)
519 To decide matters before Deputy A/C for Patents under 37 CFR 1.182
521 To review refusal to accept & record maintenance fee - application filed on or after 8/27/82 (37 CFR 1.377)
523 To issue patent in the name of the Assignee (37 CFR 1.334(c))
525 To withdraw a holding of abandonment (37 CFR 1.181)
526 To order a Commissioner-initiated Reexamination proceeding (37 CFR 1.520)
527 To convert Provisional Application
528 To reinstate abandoned Provisional Application
530 PCT petition-unavoidable
531 PCT petition-unintentional
532 To accept unavoidably delayed payment of maintenance fee (37 CFR 1.378 (b))
533 To accept unintentionally delayed payment of maintenance fee (37 CFR 1.378 (c))
534 Petitions related to reexamination proceedings
599 For matters before the Deputy A/C for Patents - not specified

- 618 For concurrent Ex parte and Inter parte proceedings (37 CFR 1.212)
619 For return of original oath of patent application (MPEP 604.04(e))
620 For extension of time (37 CFR 1.136(b))
621 For interview after Notice of Allowance mailed (MPEP 713.10)
622 Concerning appeal application before transfer of jurisdiction to Board (MPEP 1206)
623 For second or subsequent suspension of action (37 CFR 1.103, MPEP 709)
625 To reinstate Appeals dismissed in Group
626 From denial of reexamination request (37 CFR 515(c))
627 To enter an amendment after payment of Issue Fee (37 CFR 1.312(b))
628 From refusal to issue a Certificate of Correction (37 CFR 1.181, MPEP 1480-1485)
629 For withdrawal of attorney from application pending in group (37 CFR 1.36)
630 For extension of time in a reexamination (37 CFR 1.550(c))
631 To merge multiple reexamination proceedings (37 CFR 1.565(c), MPEP 2283)
632 To effect a second conversion of inventorship (37 CFR 1.48, MPEP 201.03)
633 Superconductivity
634 To correct inventorship in a patent not in interference (37 CFR 1.324, MPEP 1481)
635 To change inventorship in an application (37 CFR 1.48)
636 To change inventorship in a patent (37 CFR 1.48)
637 To withdraw from issue before payment of an issue fee (37 CFR 1.313(a))
699 For matters before Group Director - not specified

- 711 To assign particular members to hearing or to request augmented panel (35 USC 7)
712 To decide miscellaneous questions in proceedings under 37 CFR 1.601-1.688
713 To accept priority papers in applications in interference (37 CFR 1.644)
714 To reinstate an Appeal
799 For matters before Chairman of Board - not specified
801 To make an application before the Board special (37 CFR 1.102)
802 To reinstate an Appeal
803 To extend time/suspend proceedings (37 CFR 1.196, 1.197, 1.304)
804 For extension of time to file supplemental Reply Brief (37 CFR 1.136)
805 To accept late request for an Oral Hearing (37 CFR 1.136)
899 For matters before the Clerk of the Board - not specified

- 904 Under 35 USC 267
905 To consider/review security or Government interest matters - not specified

- 953 Requests filed under the Freedom of Information Act
959 Not specified

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231

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U.S. PATENT & TRADEMARK OFFICE
JAN 20 2002

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

16

Application Number

09/175,521

Filing Date

10/20/98

First Named Inventor

Bedrosian

Group Art Unit

2817

Examiner Name

Glenn

Attorney Docket Number

BEDROSIAN 5

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ENCLOSURES (check all that apply)

☐ Fee Transmittal Form

☒ Fee Attached

☒ Amendment / Response

☐ After Final

☐ Affidavits/declaration(s)

☐ Extension of Time Request

☐ Express Abandonment Request

☐ Information Disclosure Statement

☐ Certified Copy of Priority Document(s)

☐ Response to Missing Parts/
Incomplete Application

☐ Response to Missing
Parts under 37 CFR
1.52 or 1.53

☐ Assignment Papers
(for an Application)

☐ Drawing(s)

☐ Licensing-related Papers

☒ Petition Routing Slip (PTO/SB/69)
and Accompanying Petition

☐ Petition to Convert to a
Provisional Application

☐ Power of Attorney, Revocation
Change of Correspondence Address

☐ Terminal Disclaimer

☐ Request for Refund

☐ CD, Number of CD(s)

☐ After Allowance Communication to
Group

☐ Appeal Communication to Board of
Appeals and Interferences

☐ Appeal Communication to Group
(Appeal Notice, Brief, Reply Brief)

☐ Proprietary Information

☐ Status Letter

☒ Other Enclosure(s)
(please identify below):

POST CARD RECEIPT

Remarks

Check in the amount of \$1,280 to cover the Petition fee is attached. The Commissioner is authorized to charge any underpayment or credit any overpayment of fees (including but not limited to any extension fees pursuant to 1.136(a)), to Deposit Account 20-0782. A duplicate copy of this transmittal is attached.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm
or
Individual name

Eamon J. Wall, Reg. No. 39,414

Signature

E. J. Wall

Date

1/23/02

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date:

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Laura E. Crater

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